

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON

JAY FOLSE,

Plaintiff,

v.

Civil Action No. 2:22-cv-00171

JOHN MCCUSKEY, JR., in his  
individual and official  
capacities;  
G. RUSSELL ROLLYSON, JR.,  
in his individual and official  
capacities;  
WALLACE LOONEY, in his individual  
and official capacities  
LISA HOPKINS; in her individual  
and official capacities  
STEPHEN CONNOLLY, in his individual  
and official capacities;  
MICHAEL NUSBAUM, in his individual  
and official capacities;  
KEVIN FOREMAN, in his individual  
and official capacities,

Defendants.

ORDER

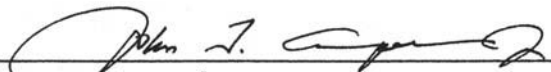
The court having received the Proposed Findings  
and Recommendation of United States Magistrate Judge Dwane L.  
Tinsley, entered on September 23, 2022; and the Magistrate Judge  
having recommended that the court deny the Defendants' motions  
to dismiss the Plaintiff's Complaint, ECF Nos. 7, 9, 13, 17, 22,  
27, and the motions for more definite statement filed by  
Defendants Stephen Connolly, ECF No. 11, Lisa Hopkins, ECF No.  
15, and Michael Nusbaum, ECF No. 19; and no objection having

been filed to the Proposed Findings and Recommendation, it is ORDERED that the findings made in the Proposed Findings and Recommendation of the Magistrate Judge be, and hereby are, adopted by the court and incorporated herein.

It is, therefore, ORDERED that the Defendants' motions to dismiss the Plaintiff's Complaint, ECF Nos. 7, 9, 13, 17, 22, 27, and motions for a more definite statement, ECF Nos. 11, 15, 19, be, and hereby are, dismissed without prejudice.

The Clerk is directed to transmit copies of this memorandum opinion and order to the movants, all counsel of record, and the United States Magistrate Judge.

ENTER: October 18, 2022

  
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John T. Copenhaver, Jr.  
Senior United States District Judge